

GWACS Armory, LLC vs KE Arms, LLC  
Jovan Beltran

May 31, 2022

20-CV-0341-CVE-SH

IN THE UNITED STATES COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

GWACS ARMORY, LLC, an Oklahoma  
limited liability company,

Plaintiff,

v.

KE ARMS, LLC, RUSSEL PHAGAN,  
SINISTRAL SHOOTING TECHNOLOGIES,  
LLC, BROWNELLS, INC. And SHAWN  
NEALON,

Defendants,

and

KE ARMS, LLC,

Plaintiff,

v.

GWACS ARMORY, LLC, GWACS DEFENSE  
INCORPORATED, JUD GUDGEL, RUSSEL  
ANDERSON, DOES I through X, and  
ROE CORPORATIONS I through X,

Defendants.

Case No.  
20-CV-0341-CVE-SH

Consolidated with  
Case No.  
21-CV-0107-CVE-SH

DEPOSITION OF JOVAN BELTRAN

PHOENIX, ARIZONA  
May 31, 2022

Prepared by:  
Deborah L. Tucker, RPR  
Certified Reporter  
Certification No. 50464

**CERTIFIED  
TRANSCRIPT**

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08:50:47 1 Q. Did Russell Phagan tell you that you did not need  
08:50:52 2 to appear for that deposition?

08:50:54 3 A. No.

08:50:54 4 MR. CALAWAY: Object to form.

08:50:55 5 By MR. BOGAN:

08:50:55 6 Q. Did Mike Kenney tell you that you did not need to  
08:50:57 7 appear for that deposition?

08:51:00 8 MR. CALAWAY: Object to the form.

08:51:00 9 THE WITNESS: No.

08:51:01 10 BY MR. BOGAN:

08:51:01 11 Q. When did you hire Mr. Calaway to represent you in  
08:51:04 12 this case?

08:51:04 13 A. I did not hire him. I -- Mike and Russell told  
08:51:11 14 me to get in contact with him, that he will be  
08:51:15 15 representing me.

08:51:16 16 MR. CALAWAY: And I think he's asking when  
08:51:17 17 did our engagement --

08:51:19 18 THE WITNESS: Okay.

08:51:20 19 MR. CALAWAY: -- like when did I send you my  
08:51:22 20 engagement letter.

08:51:22 21 THE WITNESS: It must have been last week.

08:51:24 22 MR. CALAWAY: Yeah.

08:51:25 23 BY MR. BOGAN:

08:51:25 24 Q. So last week was the first time you were  
08:51:27 25 represented by the same counsel as KE Arms?

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08:51:30 1 A. Yes.

08:51:30 2 Q. And who's paying for that representation?

08:51:31 3 A. I don't know. Must be KE Arms.

08:51:34 4 Q. If the amended subpoena with a different address  
08:51:42 5 had not been sent to you, would you have appeared for your  
08:51:45 6 first deposition?

08:51:45 7 A. There's supposed -- My understanding is that  
08:51:48 8 there needs to be, I don't know if it's five days, I can't  
08:51:52 9 recall, but there has to be a certain amount of days with  
08:51:58 10 a -- for someone to appear. It's like, I don't think if  
08:52:04 11 they served me today and I have to be here tomorrow. I  
08:52:07 12 have to ask for days off, or whatever, need be.

08:52:11 13 Q. And how many days was the first subpoena served  
08:52:13 14 on you before the deposition was to take place?

08:52:15 15 A. I can't recall. It was definitely at least five  
08:52:19 16 days ahead of time or more.

08:52:22 17 Q. So you felt because the address needed to be  
08:52:24 18 corrected that you didn't have to appear; is that your  
08:52:26 19 testimony?

08:52:26 20 A. Yes.

08:52:27 21 MR. CALAWAY: Objection, asked and answered.

08:52:29 22 BY MR. BOGAN:

08:52:32 23 Q. Did you have any discussions with Mr. Phagan  
08:52:41 24 about your testimony today?

08:52:42 25 A. No.